



# STATE OF CONNECTICUT

## CONNECTICUT SITING COUNCIL

Ten Franklin Square, New Britain, CT 06051

Phone: (860) 827-2935 Fax: (860) 827-2950

E-Mail: [siting.council@ct.gov](mailto:siting.council@ct.gov)

[www.ct.gov/csc](http://www.ct.gov/csc)

October 21, 2011

Lee Hoffman, Esq.  
Pullman & Comley, LLC  
90 State House Square  
Hartford, CT 06103-3702

RE: **PETITION NO. 983** - BNE Energy, Inc. petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the construction, maintenance, and operation of a 4.8 MW Wind Renewable Generating facility located on Flagg Hill Road, Colebrook, Connecticut.

Dear Attorney Hoffman:

The Connecticut Siting Council (Council) requests your responses to the enclosed questions no later than October 28, 2011. To help expedite the Council's review, please file individual responses as soon as they are available.

Please forward an original and 15 copies to this office and a pdf copy. In accordance with the State Solid Waste Management Plan, the Council is requesting that all filings be submitted on recyclable paper, primarily regular weight white office paper. Please avoid using heavy stock paper, colored paper, and metal or plastic binders and separators. Fewer copies of bulk material may be provided as appropriate.

Yours very truly,

Linda Roberts  
Executive Director

c: Paul Corey, Chairman, BNE Energy Inc.  
Council Members  
Parties and Intervenors

**Petition 983: BNE Energy  
Colebrook, Connecticut  
D&M Interrogatories, Set Two**

1. Indicate what type of dry swale will be employed for the swales shown on Sheet Nos. 202, 203, 204, and 205. If Dry Swale A is to be used, how does it conform to Dr. Klemens September 15 recommendation that slopes should be 4:1?
2. The Erosion and Sediment Control Plan states all temporary erosion control measures will be removed (p. 3-1). Will the erosion control blankets specified on the slopes identified on Sheets 202, 204, 205 be removed? What is the slope of these areas? If erosion control blankets are to remain in place, is it possible to use 100% bio-degradable erosion control blankets (SC2B) in lieu of photodegradable erosion control blankets?
3. Sheet No. 601 references erosion control blanket SC250. Where is this product being used?
4. In its response to question 3 of the Council's interrogatories on the D&M Plan, BNE listed certain principles on page 4 for site planning for erosion and sediment control that are cited in the 2002 E&S Guidelines. Do the 2002 E&S Guidelines contain any items that are relevant and have not been included?
5. In the memo to BNE from David Tidhar dated September 1, 2011, paragraph number 1 ends with the words "...mid-October, depending on recorded activity." Clarify which activity is being referred to.
6. Provide a drawing that more clearly depicts the boundaries and details of the Protected Property in the Conservation Easement Plan currently depicted on Sheet No. C-003.
7. On page 5 of the Geotechnical Engineering Report, it states that, "If water is encountered...it should be removed from the excavation by pumping from sumps." Does BNE's Erosion and Sedimentation Plan address de-watering? If not, provide such information.
8. In BNE's Post Construction Noise Monitoring Program, indicate how the short and long term noise monitoring locations were chosen.
9. In BNE's Decommissioning Report, are all of the dollar figures in today's (2011) dollars or in future dollars? Explain.
10. Are the drainage calculations for site development consistent with the Connecticut Department of Transportation Drainage Manual? If that standard is not applicable, indicate why.